

Docket No.: 60188-598

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277  
Yoshiyuki ARAI, et al. : Confirmation Number: 5729  
Application No.: 10/649,741 : Group Art Unit: 2812  
Filed: August 28, 2003 : Examiner: ROMAN, Angel

For: SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING THE SAME

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Noting the Office Action of February 4, 2005 wherein restriction has been required,  
Applicant hereby elects Group I (claims 1-6) for prosecution in the above-identified application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is  
hereby made. Please charge any shortage in fees due in connection with the filing of this paper,  
including extension of time fees, to Deposit Account 500417 and please credit any excess fees to  
such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty  
Registration No. 36,139

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**Date: February 16, 2005**

**Please recognize our Customer No. 20277  
as our correspondence address.**